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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA
UNITED STATES OF AMERICA : CRIMINAL NUMBER
V.
KABONI SAVAGE : 07-00550

MONDAY, 6-3-13
COURTROOM 8A
PHILADELPHIA, PA 19106

BEFORE THE HONORABLE R. BARCLAY SURRICK, J.

SENTENCING

APPEARANCES:

DAVID TROYER, ESQUIRE FOR THE GOVERNMENT
JOHN GALLAGHER, ESQUIRE
ASSISTANT UNITED STATES ATTORNEYS
615 CHESTNUT STREET, SUITE 1250
PHILADELPHIA, PA 19106

SUZANNE R. WHITE, RPR, FCRR, CM
OFFICIAL COURT REPORTER
FIRST FLOOR U. S. COURTHOUSE
601 MARKET STREET
PHILADELPHIA, PA 19106
(215) 627-1882

PROCEEDINGS RECORDED BY STENOGRAPHY-COMPUTER,
TRANSCRIPT PRODUCED BY COMPUTER-AIDED TRANSCRIPTION

1 APPEARANCES:

2 STEVEN D. MELLIN, ESQUIRE FOR THE GOVERNMENT
3 1331 F STREET
4 ROOM 334
WASHINGTON, D.C. 20530

5 RUBINO & HOEY, LLC FOR THE DEFENDANT
6 CHRISTIAN HOEY, ESQUIRE KABONI SAVAGE
7 50 DARBY ROAD
PAOLI, PA 19301

7 AND
8 PURPURA & PURPURA
9 WILLIAM B. PURPURA, ESQUIRE
THE BONAPARTE BUILDING
10 8 EAST MULBERRY STREET
BALTIMORE, MD 21202-2105

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1 (THE CLERK OPENS COURT.)

2 MR. TROYER: GOOD MORNING, YOUR HONOR.

3 MR. HOEY: GOOD MORNING, YOUR HONOR.

4 THE COURT: HAVE A SEAT.

5 ALL RIGHT. COUNSEL, THE RECORD SHOULD

6 REFLECT THAT I HAVE MET WITH COUNSEL WITH REGARD TO THE

7 SENTENCING PROCEEDING THIS MORNING. THE COUNSEL FOR THE

8 DEFENDANTS HAVE SPECIFICALLY REQUESTED THAT THE

9 PROCEEDINGS GO FORWARD TODAY, THAT THEY DO NOT WANT A

10 DELAY.

11 I DISCUSSED WITH COUNSEL THE SENTENCES TO

12 BE IMPOSED AND COUNSEL AGREE THAT THE SENTENCES ON THE

13 CAPITAL COUNTS ARE APPROPRIATE UNDER THE LAW. AND THEY

14 ALSO AGREE THAT THE SENTENCES ON THE NONCAPITAL COUNTS

15 THAT I'M GOING TO IMPOSE ARE APPROPRIATE UNDER THE LAW

16 AND THE GUIDELINES. UNDER THESE CIRCUMSTANCES I AM

17 GOING TO MOVE FORWARD WITH THE SENTENCING THIS MORNING.

18 ALL RIGHT. COUNSEL, DO YOU HAVE ANYTHING

19 BEFORE I PROCEED?

20 MR. PURPURA: NOTHING, THANK YOU, YOUR

21 HONOR.

22 MR. TROYER: NO, YOUR HONOR.

23 THE COURT: ALL RIGHT.

24 MR. PURPURA AND MR. HOEY, DO YOU WANT TO

25 BRING YOUR CLIENT FORWARD.

1 MR. HOEY: YES, YOUR HONOR.

2 SLIDE THIS PODIUM BACK, JUDGE?

3 THE COURT: YES.

4 ALL RIGHT.

5 ON, I BELIEVE IT WAS, MAY 13, 2013, THE
6 JURY DELIBERATED AND RETURNED A VERDICT FINDING KABONI
7 SAVAGE GUILTY ON THE CAPITAL CRIMES OF MURDER IN AID OF
8 RACKETEERING IN COUNTS 2, 3, 4, 5, 6, 7, 10, 11, 12, 13,
9 14, 15, AND OF RETALIATING AGAINST A WITNESS BY MURDER
10 IN COUNT 16.

11 THE JURY ALSO FOUND KABONI SAVAGE GUILTY
12 OF THE FOLLOWING NONCAPITAL CRIMES: COUNT 1, CONSPIRACY
13 TO PARTICIPATE IN A RACKETEERING ENTERPRISE; COUNT 9,
14 CONSPIRACY TO COMMIT MURDER IN AID OF RACKETEERING; AND
15 COUNT 17, USING FIRE TO COMMIT A FELONY.

16 IN ACCORDANCE WITH THE FEDERAL DEATH
17 PENALTY ACT OF 1994, ON MAY 31, 2013, THE JURY, AFTER
18 FURTHER DELIBERATIONS, RETURNED SPECIAL FINDINGS AND
19 UNANIMOUSLY VOTED THAT THE SENTENCE TO BE IMPOSED ON
20 KABONI SAVAGE ON EACH OF THE CAPITAL COUNTS WAS THE
21 SENTENCE OF DEATH.

22 NOW, MR. SAVAGE, BEFORE I MOVE FORWARD
23 WITH THE IMPOSITION OF SENTENCE, I ASK YOU IF YOU HAVE
24 ANYTHING YOU WANT TO SAY TO THE COURT BEFORE I IMPOSE
25 SENTENCE.

1 THE DEFENDANT: NO.

2 MR. PURPURA: INDICATING NO FOR THE
3 RECORD, YOUR HONOR. THANK YOU.

4 THE COURT: ALL RIGHT. PURSUANT TO THE
5 FEDERAL DEATH PENALTY ACT OF 1994, AND BASED UPON THE
6 UNANIMOUS FINDINGS OF THE JURY, I IMPOSE THE FOLLOWING
7 SENTENCES:

8 ON COUNT 2. CHARGING THE MURDER OF
9 KENNETH LASSITER, YOU, KABONI SAVAGE, ARE SENTENCED TO
10 DEATH.

11 ON COUNT 3, CHARGING THE MURDER OF MANSUR
12 ABDULLAH, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

13 ON COUNT 4, CHARGING THE MURDER OF
14 CARLTON BROWN, YOU, KABONI SAVAGE, ARE SENTENCED TO
15 DEATH.

16 ON COUNT 5, CHARGING THE MURDER OF BARRY
17 PARKER, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

18 ON COUNT 6, CHARGING THE MURDER OF TYRONE
19 TOLIVER, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

20 ON COUNT 7, CHARGING THE MURDER OF TYBIUS
21 FLOWERS, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

22 ON COUNT 10, CHARGING THE MURDER OF
23 MARCELLA COLEMAN, YOU, KABONI SAVAGE, ARE SENTENCED TO
24 DEATH.

25 ON COUNT 11, CHARGING THE MURDER OF

1 TAMEKA NASH, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

2 ON COUNT 12, CHARGING THE MURDER OF SEAN
3 ANTHONY RODRIGUEZ, YOU, KABONI SAVAGE, ARE SENTENCED TO
4 DEATH.

5 ON COUNT 13, CHARGING THE MURDER OF TAJH
6 PORCHEA, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

7 ON COUNT 14, CHARGING THE MURDER OF
8 KHADIJAH NASH, YOU, KABONI SAVAGE, ARE SENTENCED TO
9 DEATH.

10 ON COUNT 15, CHARGING THE MURDER OF DAMIR
11 JENKINS, YOU, KABONI SAVAGE, ARE SENTENCED TO DEATH.

12 ON COUNT 16, CHARGING RETALIATING AGAINST
13 EUGENE COLEMAN BY MURDERING HIS FAMILY, YOU, KABONI
14 SAVAGE, ARE SENTENCED TO DEATH.

15 THE SENTENCES IMPOSED ON COUNTS 2, 3, 4,
16 5, 6, 7, 10, 11, 12, 13, 14, 15, AND 16 SHALL RUN
17 CONCURRENTLY WITH EACH OTHER AND SHALL RUN CONCURRENTLY
18 WITH ANY OTHER SENTENCE PREVIOUSLY IMPOSED IN THIS OR
19 ANY OTHER JURISDICTION.

20 NOW, PURSUANT TO THE SENTENCING REFORM
21 ACT OF 1984, IT'S THE JUDGMENT OF THIS COURT THAT YOU,
22 KABONI SAVAGE, BE COMMITTED TO THE CUSTODY OF THE BUREAU
23 OF PRISONS ON COUNT 1 FOR A PERIOD OF LIFE, THAT
24 SENTENCE TO RUN CONCURRENTLY WITH OTHER SENTENCES JUST
25 IMPOSED.

1 ON COUNTS 9 AND 17, THE SENTENCE OF THE
2 COURT IS THAT YOU ARE TO BE INCARCERATED IN THE CUSTODY
3 OF THE BUREAU OF PRISONS FOR A PERIOD OF TEN YEARS ON
4 EACH COUNT, COUNT 9 TO RUN CONCURRENTLY WITH THE OTHER
5 SENTENCES IMPOSED AND COUNT 17 TO RUN CONSECUTIVELY TO
6 THE SENTENCES IMPOSED.

7 WITH REGARD TO THE COUNTS ON WHICH THE
8 DEATH PENALTY HAS BEEN IMPOSED, IT IS ORDERED THAT
9 KABONI SAVAGE BE COMMITTED TO THE CUSTODY OF THE
10 ATTORNEY GENERAL UNTIL EXHAUSTION OF THE PROCEDURES FOR
11 APPEAL OF THE JUDGMENT OF CONVICTION AND FOR REVIEW OF
12 THE SENTENCE.

13 WHEN THE SENTENCE IS TO BE IMPLEMENTED,
14 THE ATTORNEY GENERAL SHALL RELEASE THE DEFENDANT TO THE
15 CUSTODY OF THE UNITED STATES MARSHAL, WHO SHALL
16 SUPERVISE IMPLEMENTATION OF THE SENTENCE IN THE MANNER
17 PRESCRIBED BY THE LAW OF THE COMMONWEALTH OF
18 PENNSYLVANIA.

19 NO FINE IS IMPOSED. THE SPECIAL
20 ASSESSMENTS OF \$1,600 ARE WAIVED AND YOU ARE TO STAND
21 COMMITTED UNTIL THAT SENTENCE IS COMPLIED WITH.

22 MR. SAVAGE, DO YOU UNDERSTAND THE
23 SENTENCES?

24 THE DEFENDANT: YES.

25 THE COURT: YOU DO HAVE A RIGHT TO

1 APPEAL, MR. SAVAGE. AN APPEAL MUST BE FILED WITHIN
2 14 DAYS. YOU HAVE TWO VERY COMPETENT LAWYERS TO
3 REPRESENT YOU AND I ADVISE THOSE LAWYERS TO PROTECT YOUR
4 INTERESTS DURING THAT APPEAL PERIOD.

5 MR. TROYER: YES, YOUR HONOR.

6 MR. HOEY: YES, YOUR HONOR.

7 THE COURT: COUNSEL, IS THERE ANYTHING
8 FURTHER?

9 MR. PURPURA: WE DID NOTE THAT THERE IS A
10 RULE 33 MOTION FOR NEW TRIAL WHICH HE DOES HAVE A RIGHT
11 TO. WE WILL FILE A MOTION WITH THE COURT TO EXTEND THE
12 TIMING ON THAT.

13 THE COURT: ALL RIGHT. YOU MAY FILE SUCH
14 A MOTION.

15 MR. PURPURA: THANK YOU.

16 MR. HOEY: THANK YOU, YOUR HONOR.

17 THE COURT: DOES THE GOVERNMENT HAVE
18 ANYTHING FURTHER?

19 MR. MELLIN: NO, YOUR HONOR.

20 MR. TROYER: NO, YOUR HONOR.

21 THE COURT: ALL RIGHT.

22 RECESS.

23 MR. HOEY: THANK YOU.

24 (COURT CONCLUDED AT 10:05 A.M.)

25

1 I CERTIFY THAT THE FOREGOING IS A CORRECT
2 TRANSCRIPT FROM THE RECORD OF PROCEEDINGS IN THE
3 ABOVE-ENTITLED MATTER.

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7 DATE OFFICIAL COURT REPORTER

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